

Penny

App. F. IX-4

1927
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File No. 217-27

Previous References

Serial Nos. 1

Later References

LD 106-28052-3

d B 114-32-3

d B 55-33 82 18-2

d B 66-33 82 18-2

General and Revenue Secretariat

L.B. 30-36-2, 24, 32

Serial Nos.

Part B for 11 e 1928

SUBJECT

Levy of tax on St Board

To The Comptroller in
note no. 28707 of 13-6-28
Issues rules in regard to exemptions
being issued at St. James 20th Feb
in supersession of rules on the subject

W. H. M. 28

25866

Routine Notes.

[To be used only for notes requisitions, etc. not for

permanent record.]

ASSISTANT SECRETARY

The question of amending rules for the levy of tolls by District Boards so as to bring them into line with the revised rules for provincial tolls may taken up.

Chief Secretary.

21st May 1928.

Should routine notes be written on sm_____,
the notes **must be copied**, or slips pasted on
this form.

The Shank is
in the maxilla
The maxilla contains
many bones known
to vertebrate only
near 5 millions years
in class 1 4 5 of the same
ones at least in vertebrate
to man that in years 4
The some of the same bones contain

To

The Deputy Commissioners of Dists.
&
The Presidents of Dist. Boards.

CS3 69
26 6-28

S i r,

I am directed to state that as decided at the meeting of the Officers held at the Lake View, Mysore, on Monday the 4th June 1928. the right to collect tolls at District Fund Toll-gates may be disposed of in accordance with the revised rules relating to Provincial Tolls published with G.O.No.R.8729-40/R.M.9-27-53 dated, the 15th May 1928 with effect from the Official year 1928-29. In the case of toll-gates disposed of under the old rules, the Contractors may be given rebate to the extent permissible and where this is not agreed to, the right may be resold. *L. N. H. R.*

Revised rules in regard to the District Fund Tolls so as to provide for this and other matters are under consideration and will soon issue.

I have etc..

DRAFT)

N
Genl: Secy to Govt.

K.M.R.1
5/6.

Lr 217-21-1

L 8707 21 01 01

10217-27-1

NOTIFICATION.

In virtue of powers vested in them under Sections 66 and 100 of the Mysore District Boards Regulation, 1926, - - Government are pleased to issue the -- following rules in regard to exemptions to be granted at District Fund Toll-gates in supersession of the rules in force on the subject:-

1.~~xxx~~ Carts laden with manure or other substance used as manure shall be exempt from payment of tolls at all the interior toll-gates and shall pay at the rate prescribed for unladen carts at all -- frontier toll-gates; provided that no toll shall be levied on carts belonging to agriculturists residing within five miles of the toll-gate when such carts are carrying manure, implements, seeds or agricultural produce to and from their fields and when they return unladen.

~~xxx~~ Note:- Any claim for exemption under this rule shall be supported by a certificate signed by the Patel or Chairman of the Village Panchayet of the -- village to which the cart belongs.

2.~~(2)~~ No toll shall be levied on foot passengers.

3.~~(3)~~ No toll shall be levied for the passage of troops, or Military Stores or equipages or of Police Officers in - uniform on duty or of any person or - property in their custody or of any ~~xxx~~

any property bona-fide belonging to Government the proof of which should be established by the production of a pass or certificate from any officer of the department to which the property belongs, such officer being duly authorised by the Deputy Commissioner or by Government to grant such certificates or passes. Such pass or certificate should be delivered up at the last toll-gate passed by the cart, or carriage conveying such property before it reaches the destination noted in such pass or - - certificate.

4. ~~(4)~~ No tolls shall be levied for the passage of carriages or carts . . . if ;

(a) they belong to Local Boards;

^{are}
(b) they conveying District Fund servants on duty or property in the custody of such servants;

(c) they are licensed by the Local Board during the period for which they have been licensed;

(d) they belonging to Government -- servants travelling on duty who are certified by their respective immediate superiors as being not entitled to travelling allowances;

(e) No toll shall be levied for the passage of carriages, or carts, etc., if

(1) they belong to His Highness the Maharaja of His Highness the Yuvaraja:

(2) they belong to the Hon'ble the

President in Mysore;

you; (3) they belong to the Hon'ble the

(4) they are engaged by the Postal Department exclusively to carry mails;

(5) they belong to a person who has compounded with the proper authorities in accordance with the rules framed by the Government; a n d

(6) they convey British Military -- Officers on duty;

Note. (a) To entitle an Officer to pass a toll gate without payment as being "on duty," he must fulfil one of the following conditions:-

- (i) be travelling in a staff car; or
- (ii) wear uniform;

(b) Officers passing toll-gates on duty, otherwise than in uniform will enter in a book kept by the toll-gate -- keeper for that purpose their rank, name and the nature of duty on which they are travelling

5. No toll shall be levied on any conveyances used for ambulance purposes.

6 Government are also pleased to direct under Section 66 (1) of the District Board Regulation that the District Boards shall not levy tolls on items 20 to 33 of --- schedule III appended to the Regulation & as regards other items, the maximum rates shall be as specified below:-

~~4. On every motor bus as defined in the Motor Vehicles Rules.~~

- | | |
|--|-------|
| 1. On every motor bus as defined in the Motor Vehicles Rules. | 2 0 0 |
| 2. On every motor car. | 1 0 0 |
| 3. On every motor tricycle or bicycle. | 0 4 0 |
| 4. On Every four-wheeled carriage. | 0 8 0 |
| 5. On every two-wheeled carriage on springs other than a jutka or ekka | 0 4 0 |

6.	On every ekka or jutka, laden.	0 2 0
7.	On every ekka or jutka, unladen.	0 1 0
8.	On every other vehicle with springs including tricycle bicycle.	0 2 0
9.	On every cart or other vehicle not on springs drawn by 8 bullocks, buffaloes, horses, ponies, asses or mules, if laden.	1 0 0
10.	On every cart or other vehicle not on springs drawn by 8 bullocks, buffaloes, horses, ponies, asses or mules, if not laden.	0 8 0
11.	On every cart or other vehicle not on springs drawn by 6 bullocks, buffaloes, horses, ponies, asses or mules, if laden.	0 8 0
12.	On every cart or other vehicle not on springs drawn by 6 bullocks, buffaloes, horses, ponies, asses or mules, if not laden.	0 4 0
13.	On every cart or other vehicle not on springs drawn by 4 bullocks, horses, buffaloes, ponies, asses or mules if laden.	0 6 0
14.	On every cart or other vehicle not on springs drawn by 4 bullocks, horses, buffaloes, ponies, asses or mules, if not laden.	0 3 0
15.	On every cart or other vehicle not on springs, drawn by 2 bullocks, buffaloes, horses, ponies, asses or mules, if laden.	0 4 0
16.	On every cart or other vehicle not on springs drawn by 2 buffaloes, bullocks, horses, ponies, asses or mules, if not laden.	0 2 0
17.	On every cart or other vehicle not on springs drawn by a single bullock, buffalo, horse, pony, ass or mule, if laden.	2 0
18.	On every cart or other vehicle not on springs drawn by a single bullock, buffalo, horse, pony, ass or mule, if not laden.	0 1 0

By Order,
P.T.O. G.I. Secy to Govt.

Ind. - u action that has to be taken
u with first Ws as compared
with the usual rule is not
in Prov. Ws ~~and~~ with
P. 15-21-538

Answer
a) Ideology of work of author
is in subject & language

6) No more than one payment
of 70¢ shall be demanded
for any one toll bar, gate or
station in respect of any
carriage or cart within
a period of 24 hrs

(12) provided for ~~under~~ full time
of each of no action
is required

This is provided for by
 Section (5) of Book of Rules
 The period of 24 hrs - Good to
 be counted in the same manner to
 answer. The on the of
 the words "from counted from
 sunrise to sunrise" cannot
 be ordered without an
 amendment of the Act of
 Regulation. ~~That this Act~~
~~Constitution may change~~
 It is found that in the
 results issued there is
 provision in minutes of
 time. The Act of Constitution
 may be ordered to follow
 the true circulation instead
 of counting the true from sunrise
 to sunrise.

costs burden in - maximum
or other substance used as
manure shall be exempted
from payment at all under
this rule & shall be charged
with $\frac{1}{2}$ the rate as for other
fats & that no toll shall be
levied on ~~any~~ ~~of~~ ~~the~~ ~~above~~ ~~mentioned~~ ~~substances~~ ~~except~~
~~the~~ ~~above~~ ~~mentioned~~ ~~substances~~ ~~except~~
which - oxides within 5
miles of the fair charges shall be

The Mayor proposes
for the rules to be issued
under Act 66. The
is permitted for the
rules proposed to be issued
(see Rule 1)

ii) Compensation for unbalanced
convergences

Schedule of maximum
rate of tolls

This is new and may be
introduced under 66(5)
ins. added to the new
rules proposed

~~The schedule~~ There is
a separate schedule for
the tolls under the
act. This adds to
the schedule requires the
introduction of that schedule
which the sanction of
the Act has been obtained

with the Act of the 1901 of the Act
The Act is not the
of tolls on a road or
road to which a toll
is here created under the
Act under Schedule 1
of the Act

Compensation for provided
for in the Schedule

under Sect 66(2) ~~and~~
a toll may be imposed on the
any person for a sum the
paid annually half yearly
either monthly or quarterly
all roads or specially in
respect of any particular
road or bridge. There is also
an order of toll given the
limit. Any change required
may be introduced by means
of an order. The limit now
fixed is 1/8 of the annual amount
less carriage and the carriage
passes once a day. This is a fair
the case. This has perhaps
to be raised to 50%

Government of his highness the Maharaja of Mysore.

GENERAL AND REVENUE DEPARTMENTS

G. O. No. R. 8729-40—R. M. 9-27

Toll Gate

Passes orders on the Report of the ——— Committee appointed in G. O. No. R. 7669-77—R. M. 9-27-47, dated 5th April 1928 to review certain arrangements previously ordered *re* ——— on State Fund Roads.

READ—

Government Order No. R. 2296-307—L. R. 205-22-2, dated 20th November 1922 issuing revised instructions in regard to the holding of auction sales.

2. Government Order No. L. 8795-814—L. B. 49-25-28, dated 9th June 1927, passing orders on the report of the Joint Toll-Gate Committee about the establishment and administration of toll-gates on Provincial, District Fund and Municipal Roads.

3. Government Order No. R. 5166-84—R. M. 9-27-4; dated 13th January 1928 and Government Order No. R. 6338-56—R. M. 9-27-25, dated 18th February 1928, fixing the location of toll-gates to be newly opened on the State Fund Roads and issuing instructions in regard to the administration of tolls.

4. Government Order No. R. 5942-60—R. M. 9-27-11, dated 6th February 1928, issuing revised rules in regard to the levy of tolls on State Fund Roads.

5. Government Order No. R. 7669-77—R. M. 9-27-47, dated 5th April 1928, appointing a Committee consisting of the following gentlemen to review the arrangements made under the above orders.—

1. Mr. C. S. Balasundaram Iyer, Member of Council, Chairman.
2. " P. G. D'Souza, Revenue Commissioner in Mysore.
3. " J. Bhore, Chief Engineer of Mysore.
4. " A. K. Syed Taj Peeran, Deputy Commissioner, Kolar District.
5. " N. Madhava Rao, Chief Secretary to Government.
6. " B. Abdur Rahmon, Member, Mysore Legislative Council.
7. " S. C. Malliah, do do.
8. " N. G. Sanjiviah, do do.
9. " C. P. Basavegowda, do do.
10. " L. Vemareddi, Member, Mysore Representative Assembly.
11. " M. S. Lingegowda do do.

Report of the Committee in the matter.

(Printed as an annexure.)

ORDER No. R. 8729-40—R. M. 9-27-53, DATED 15TH MAY 1928.

The Committee were asked to examine and report on the following points:—

- (1) The location of toll-gates.
- (2) The classification of animals and vehicles and the maximum rates of tolls provided in the revised schedule appended to Government Order of 6th February 1928.
- (3) The adequacy of the exemptions contained in the rules animals and vehicles belonging to agriculturists; and
- (4) Any other points in respect of which the existing rules might be revised with advantage.

No. R. 8729-40—R. M. 9-27-53, DATED 15TH MAY 1928.

2. After a consideration of the existing rules and orders and the suggestions received from several officers, the Committee have made the following recommendations on the points referred to them.

(1) That with a view to minimise inconvenience to agriculturists, the system of levying tolls on cattle and other animals be discontinued and that consequently items 19 to 30 of the schedule prescribing the rates of tolls payable on animals be omitted; that items 31 and 32 of the schedule providing for the levy of tolls on palanquins and other vehicles of a description which are rarely used be also omitted.

(2) That item 3 of the schedule "every vehicle of any description propelled by steam or motor power" be omitted as it is included in item 1 of the schedule and that the words "not on springs" occurring in some of the items be also deleted being superfluous.

(3) That the rates fixed in the revised rules on items 4, 5 and 7 be reduced as follows :—

Item 4.	On every four wheeled carriage—charge to be reduced to	Annas. 8
„ 5.	On every two wheeled carriage on springs other than a jutka or ekka—charge to be reduced	4
„ 7.	On every jutka or ekka unladen—charge to be reduced to	1 anna

(4) That clause (d) of the revised rules providing for exemptions in regard to manure carts of agriculturists be amended as follows :—

"(d) Carts laden with manure or other substance used as manure, shall be exempt from payment of tolls at all the interior toll-gates and shall pay at the rates prescribed for unladen carts at all frontier toll-gates. Provided that no tolls shall be levied on carts belonging to agriculturists residing within 5 miles of the toll-gate when such carts are carrying manure, implements, seeds or agricultural produce to and from their fields and when they return unladen."

(5) That provision be made for exempting motor cars and other conveyances used for ambulance purposes from payment of tolls.

(6) That clause c (i) of the revised rules be amended so as to extend the exemption granted therein for a full period of 24 hours instead of from sunrise to sunrise.

(7) That police officers be granted exemption from payment of tolls only when they are in uniform.

(8) That the power of compounding for the payment of tolls may continue to vest in the Deputy Commissioner and the composite fee collected by him should be held at the credit of the contractor, if any, and adjusted towards his dues in the final instalment or instalments for the year.

3. The above proposals of the Committee are approved, and will be given effect to from 1st July 1928.

4. There is one more recommendation of the Committee which requires further examination. The Committee suggest that toll-gates should not be established on State Fund roads within a distance of 25 miles from each other and that if any District Fund or Municipal toll-gates are situated within this distance, a vehicle should be made to pay full rate at the first gate only and half the rate at the remaining gates. Government generally approve of the principle of keeping a distance of 25 miles between any two toll-gates on State Fund roads, but do not consider it possible to adopt this as a rigid rule. The Revenue Commissioner will be asked, in consultation with the Deputy Commissioners of Districts, to re-examine the location of toll-gates and recommend any changes considered necessary in order to give effect to this principle, as far as possible. The District Boards and Municipal Councils will be requested to submit their views on the proposal of the Committee to give partial exemption on vehicles which paid the full fee at a Provincial toll-gate within 25 miles of a District or Municipal gate and *vice versa*. The arrangement contemplated here is likely to introduce an element of uncertainty and complication and involves possible loss of revenue to Local Bodies, whose opinions it is desirable to ascertain, before passing final orders. Any decision arrived at on this part of the recommendations of the Committee can be given effect to only from 1st July 1929.

Nö. ~~Exd. 40~~—R. M. 9-27253 DATED 15TH MAY 1928

(5) The rules, as well as the form of notification for the sale of the right of collecting tolls, as now amended, are appended to this order.

(6) In this connection, a question has been raised as to whether the sale of leases for the collection of tolls on State Fund Roads should be confirmed by the Revenue Commissioner or by the Deputy Commissioners of Districts. Government consider that this power may continue to be exercised by the Revenue Commissioners.

ief Secretary to Government.

To: The Revenue Commissioner in Mysore
The Chief Engineer of Mysore.
The Deputy Commissioners of Districts.
The Comptroller to Government.
The Compiler, *Mysore Gazette*, for publication in the Gazette in English and Kannada.

PRESS TABLE.

EXD.—P.R.S.N.

No. R. 8729-40—R. M. 9-27-53, DATED 15TH MAY 1928.

RULES RELATING TO TOLLS ON STATE FUND ROADS.

(a) A table of authorised tolls shall be legibly written in English and Kannada and shall be put up in a conspicuous place near the toll-gate together with a copy of these rules.

(b) (1) No more than one payment of toll shall be demanded at any one toll bar, gate or station in respect of any carriage or cart in any one period of 24 hours.

(2) No toll should be levied at a frontier toll-gate in Mysore on any cart, etc., passing the gate if within a period of 24 hours a toll has been collected thereon at a British toll-gate in respect of which reciprocity has been obtained in consultation with the British authorities.

(c) Carts laden with manure or other substance used as manure shall be exempt from payment of tolls at all the interior toll-gates and shall pay at the rate prescribed for unladen carts at all frontier toll-gates; provided that no toll shall be levied on carts belonging to agriculturists residing within five miles of the toll-gate when such carts are carrying manure, implements, seeds or agricultural produce to and from their fields and when they return unladen.

Note.—Any claim for exemption under this rule shall be supported by a certificate signed by the Patel or Chairman of the Village Panchayat of the village to which the cart belongs.

(d) No toll shall be levied on foot passengers.

(e) No toll shall be levied for the passage of troops, or Military stores or equipages or of Police Officers in uniform on duty or of any person or property in their custody or of any property *bona-fide* belonging to Government, the proof of which should be established by the production of a pass or certificate from any officer of the department to which the property belongs, such officer being duly authorised by the Deputy Commissioner or by Government to grant such certificates or passes. Such pass or certificate should be delivered up at the last toll-gate passed by the cart, or carriage conveying such property before it reaches the destination noted in such pass or certificate.

(f) No toll shall be levied for the passage of carriages, or carts, etc., at any toll-gate if they belong to a Local Board or Municipal Council, the proof of which is to be established by the production of a certificate signed by the President of such body or by such officer as may be authorised by the Government.

(g) No toll shall be levied for the passage of carriages, or carts, etc., if—

1. they belong to His Highness the Maharaja or His Highness the Yuvaraja;
2. they belong to the Hon'ble the British Resident in Mysore;
3. they are engaged by the Postal Department exclusively to carry mails;
4. they belong to a person who has compounded with the proper authorities, in accordance with the rules framed by the Government; and
5. they convey British Military Officers in uniform passing on duty.

(h) No toll shall be levied on any conveyances used for ambulance purposes.

SCHEDULE OF THE MAXIMUM RATES OF TOLLS.

1.	(a) On every four wheeled motor vehicle constructed to carry less than ten persons.	1	0	0
	(Composite fee in respect of the above) per annum	200	0	0
	(b) On every other four wheeled motor vehicle	2	0	0
	(Composite fee in respect of the above) per annum	400	0	0
2.	On motor cycles with or without side car	0	4	0
3.	On every four wheeled carriage	0	8	0
4.	On every two wheeled carriage on springs, other than a jatka or ekka	0	4	0
5.	On every ekka or jatka laden	0	2	0
6.	On every ekka or jatka unladen	0	1	0
7.	On every other vehicle on springs including tricycle and bicycle	0	2	0
8.	On every cart or other vehicle drawn by eight bullocks, buffaloes, horses, ponies, asses or mules, if laden.	1	0	0
9.	Do do do if not laden	0	8	0

REVISED RULES RELATING TO PROVINCIAL TOLLS—concluded

10.	On every cart or other vehicle drawn by six bullocks, buffaloes, horses, ponies, asses or mules, if laden.	0	8	0
11	Do do do if not laden	0	4	0
12	On every cart or other vehicle drawn by four bullocks, horses, buffaloes, ponies, asses or mules, if laden.	0	5	0
13	Do do do if not laden	0	3	0
14	On every cart or other vehicle drawn by two bullocks, buffaloes, horses, ponies, asses or mules, if laden.	0	4	0
15	Do do do if not laden	0	2	0
16	On every cart or other vehicle drawn by a single bullock, buffalo, horse, pony, ass or mule if laden.	0	4	0
17.	Do do do if not laden	0	1	0

APPENDIX

FORM OF NOTIFICATION FOR THE SALE OF THE RIGHT

The right to collect tolls at the toll-gates as noted in Schedules A and B during the official year will be sold by public auction at the places and on the dates specified against each gate

2. Persons intending to bid at the sale must attend in person or by a duly accredited agent. Every such person should deposit beforehand an amount equal to one-sixth of the contract amount for the previous year as shown in Schedule A, as earnest money. The deposits of all the bidders except the first 2 or 3 whose bids are to be recommended for acceptance will be returned at the close of the sale. The deposit of the successful bidder who will be called the contractor will be returned only on fulfilment of the contract. The deposits of the remaining bidders will be returned soon after the confirmation of the sale.

3. The sale will not become absolute until confirmed by the authority noted in Schedule A who reserves the final power of refusing or accepting without assigning any reason whatever the highest or any bid that may be offered.

4. The successful tenderer shall within fifteen days of the receipt of intimation of confirmation of the sale in his favour, execute an agreement on a duly stamped paper binding himself and his heirs to observe the conditions hereinafter set forth and to be subject to the penalties, forfeitures and liabilities referred to therein and when he does not hold property in Mysore, shall furnish at least two sureties who own sufficient properties in the Mysore State for the due performance of the contract and if he is a non-resident foreigner he shall be deemed to have agreed to submit himself to the jurisdiction of the Civil Courts in Mysore and to be bound by any decree *ex parte* or otherwise, that may be passed against him by such Courts for any sums due in respect of the contract amount.

5. The contract shall not be transferred by sale, gift or otherwise or sub-lease, without the previous sanction of the Deputy Commissioner.

6. The contract amount shall be paid in 12 equal monthly instalments in advance on the 1st day of every month into the Taluk Office. The contractor shall also pay along with the instalments the authorised Local Railway and Educational Cesses if any, at the prescribed rates.

7. Fees recovered from persons compounding the payment of toll in accordance with standing rules and orders approved by Government shall be kept at the credit of the Contractor and adjusted in account towards the last instalment or instalments as the case may be.

8. Interest at 9 per cent per annum shall be levied on all overdue amounts till date of payment.

9. The amount due from the contractor or his sureties shall be recoverable as if they were arrears of land revenue under the provisions of the Land Revenue Regulation and the rules thereunder.

No. R. S729-40—R. M. 9-27-53, DATED 15TH MAY 1928.

10. The contractor shall collect tolls only at the rates and the gates on the traffic specified in Schedules A and B.

11. The contractor shall give to the person paying the toll a proper receipt showing the date and hour of payment of toll.

12. The contractor shall keep at the toll-gate true accounts of the daily collections and of the traffic passing through the toll-gate. These accounts shall be open to the inspection of the Deputy Commissioner, the Assistant Commissioner and the Amildar. He shall, if required by the Deputy Commissioner, furnish to the Taluk Office at the end of every month, a true return for the month showing the traffic passing through the gate in a prescribed form.

13. The contractor will have the use of the existing toll house and gate without payment of any rent, and he should keep them in good repair, failing which the cost of repair will be recovered from the contractor.

14. The contractor shall not be entitled to any remission of the contract amount or to any compensation on account of seasonal conditions or any other cause whatever.

15. The contractor and his employees shall always behave courteously towards the travelling public and shall not harass them or give them trouble of any kind and he shall maintain at the toll-gate a book, wherein travellers may record complaints, and forward true extracts thereof once a week to the Amildar.

16. The contractor shall conform generally to the rules published in the late Chief Commissioner's Notification No. 274, dated 4th November 1876 as revised from time to time. He shall recognise all exemptions made by the statute or rules in force for the time being. He shall pay special attention to the points mentioned in Schedule C.

17. Any breach of the above conditions or rules on the part of the contractor or his servants will entail the forfeiture of the deposit or the levy of a fine not exceeding Rs. 50 per each infringement. If the fine be not paid or in the event of instalments or other sums due not being paid within the prescribed date, it shall be competent to the Deputy Commissioner to suspend further collection of toll by the contractor and dispose of the right to collect the toll during the remaining period by a resale or otherwise. The resale will be held at the risk of the defaulting contractor who shall be liable to make good all losses accruing, but shall not be entitled to any profits arising from the resale.

18. The imposition of fine or resale of the contract shall be no bar to the prosecution of the contractor or his employees for any offence or to the institution of other legal steps against them under any law in force for the time being.

Deputy Commissioner.

SCHEDULE A.

1. Name of Toll-gate or bridge.
2. Situation of the Gate.
3. Whether toll is to be levied on through traffic, incoming traffic, or outgoing traffic.
4. Traffic specially exempted from payment of toll on account of the peculiar situation of the toll-gate or the special requirements to the people near the toll-gate.
5. Amount of deposit required.
6. Place of sale.
7. Date of sale.
8. Officer conducting the sale.
9. Officer confirming the sale.
10. Remarks.

SCHEDULE B.

DETAILS OF TOLLS

Here enter items and rates sanctioned for the toll-gate.

SCHEDULE C.

RULES RELATING TO TOLLS ON STATE FUND ROADS AS IN FORCE FOR THE TIME BEING

(a) A table of authorised tolls shall be legibly written in English and Kannada and shall be put up in a conspicuous place near the toll-gate, together with a copy of these rules.

(b) (1) No more than one payment of toll shall be demanded at any one toll bar, gate or station in respect of any carriage or cart in any one period of 24 hours.

(2) No toll should be levied at a frontier toll-gate in Mysore on any cart, etc., passing the gate if within a period of 24 hours a toll has been collected thereon at a British toll-gate in respect of which reciprocity has been obtained in consultation with the British authorities.

(c) Carts laden with manure or other substance used as manure, shall be exempt from payment of toll at all the interior toll-gates and shall pay at the rate prescribed for unladen carts at all frontier toll-gates: provided that no toll shall be levied on carts belonging to agriculturists residing within 5 miles of the Toll-gates when such carts are carrying manure, implements, seeds, or agricultural produce to and from their fields and when they return unladen.

Note.—Any claim for exemption under this rule shall be supported by a certificate signed by the Patel or Chairman of the Village Panchayet of the village to which the cart belongs.

(d) No toll shall be levied on foot passengers.

(e) No toll shall be levied for the passage of troops, or military stores or equipments or of police officers in uniform on duty or of any person or property in their custody or of any property *bona fide* belonging to Government, the proof of which should be established by the production of a pass or certificate from any officer of the Department to which the property belongs, such officer being duly authorised by the Deputy Commissioner or by Government to grant such certificates or passes. Such pass or certificate should be delivered up at the last toll-gate passed by the cart, or carriage conveying such property before it reaches the destination noted in such or certificate.

(f) No toll shall be levied for the passage of carriages or carts, etc., at any toll-gate if they belong to a Local Board or Municipal Council: the proof of which is to be established by the production of a certificate signed by the President of such body or by such officer as may be authorised by the Government.

(g) No toll shall be levied for the passage of carriages or carts, etc. if—

- (1) they belong to His Highness the Maharaja or His Highness the Yuvaraja.
- (2) they belong to the Honorable the British Resident in Mysore.
- (3) they are engaged by the Postal Department exclusively to carry mails.
- (4) they belong to a person who has compounded with the proper authority in accordance with the rules framed by the Government: and
- (5) they convey British Military Officers in uniform passing on duty.

(h) No toll shall be levied on any conveyance used for ambulance purposes.

ನಂ. ಅ. 8729-40-ಆರ್. ಎಂ. 9-27-53, ತಾರೀಖು 15ನೇ ಮೇ 1929.

192.....ನೇ ಇಸವಿ.....ತಿಂಗಳ ತಾರೀಖು.....ರಜ್ಜಿ.....
 ಡಿಪ್ಟಿ ಗ್ರೆ.....ತಾಲ್ಲೂಕು.....ದಲ್ಲಿ ವಾಸವಾಗಿರುವ.....
 ಮಗ.....ಬರಹ ಕೊಟ್ಟ ಮುಚ್ಚಳಕ್ಕೆ

.....ಡಿಪ್ಟಿ ಗ್ರೆ.....ತಾಲ್ಲೂಕು.....
ಟೋಲ್‌ಗೇಟಿನಲ್ಲಿ 19.....ಜುಲೈ 1ನೇ ತಾರೀಖಿನ ಲಾಗಾಯಿತು.....
 ಜುಲೈ 30ನೇ ತಾರೀಖಿನವರಿಗೆ ಸಂಕವನ್ನು ವಸೂಲಿ ಮಾಡುವ ಹಕ್ಕನ್ನು ನಾನು ಚತುರವಾದವನಾಗಿ.....
 ನೇ ಇಸವಿ.....ತಿಂಗಳು.....ತ ರವಿನಲ್ಲಿ ನಡೆದ ಹರಾಜಿನಲ್ಲಿ.....ರೂಪಾಯಿಗಳಿಗೆ
 ಪಡೆದು ಇರುವ ಮೊತ್ತವನ್ನು ಮೈಸೂರು ಕೀಮೆಯ ರವಿನಲ್ಲಿ ಕಮಿಷನರ್ ಸಾಹೇಬರವರಿಂದ ಈ ಮಾರ್ಗದ ಮೂಲಕ.....
 ತಾರೀಖು ಆರ್ಡರ್ ಮೇರೆಗೆ ಮಂಜೂರಾಗಿರುವುದು ಸರಿಯಾಗಿದೆ.

ಮೇಲ್ಕಂಡಂತೆ ನಾನು ಕೊಡಲು ಬಿಟ್ಟುಕೊಂಡಿರುವ ಚತುರವಾದವನು ಮತ್ತು ಇದರ ಮೇರೆಗೆ ರೂಪಾಯಿ
 ಬಂದಕ್ಕೆ ಬಂದಾಡೆಯಂತೆ ಸ್ವಲ್ಪದೇಕಾಗಿರುವ ಲೇಖಕಿ ಸನ್ಮಾನ.....ಯಂತೆ ಆಗುವ ರೈಲ್ವೆ ಸನ್ಮಾನ
 ಮತ್ತು.....ಯಂತೆ ಆಗುವ ವಿಶೇಷ ಸನ್ಮಾನ ಸಹ ಸೇರಿಕೆ ಲೆಕ್ಕ ವಾಗುವ ಬಿಟ್ಟು ಮೊಬಲಗನ್ನು
 ಹರಾಜು ಇಸ್ತಿಹಾರ್ ಪರತ್ ಅನುಸರಿಸಿ.....ತಿಂಗಳ ಬಂದನೇ ತಾರೀಖು ಲಾಗಾಯಿತು 12 ಸಮಾಪಿಸ್ತು
 ಗಳಾಗಿ ಪ್ರತಿ ತಿಂಗಳ ಬಂದನೇ ತಾರೀಖಿನಲ್ಲಿ.....ತಾಲ್ಲೂಕು ಬ್ರಹ್ಮನಿಗೆ ತಪ್ಪದೆ ಪಾವತಿ ಮಾಡಲು ಈ
 ಮೂಲಕ ಬಿಟ್ಟುಕೊಂಡಿರುತ್ತೇನೆ.

ಯಾವ ಬಿಟ್ಟುನಾಳಿ ಮೇಲೆ ನಮೂದಿಸಿರುವಂತೆ ಸಕಾಲದಲ್ಲಿ ಪಾವತಿ ಮಾಡಲು ತಪ್ಪದಲ್ಲಿ ಆ ದಿನ ತಪ್ಪಿದ ತಾರೀಖು
 ಲಾಗಾಯಿತು ಬಾಕಿ ನಿಲ್ಲಬಹುದಾದ ಮೊಬಲಗು ಮೇಲೆ ಲೇಖಕಿ ಸಾಳಿಯಾನಾ 9 ರೂಪಾಯಿಗಳಂತೆ ಬಿಟ್ಟು ಕೊಡಲು ಬಿಟ್ಟು
 ಕೊಂಡಿರುತ್ತೇನೆ.

ನಾನು ಮೇಲ್ಕಂಡಂತೆ ಹರಾಜಿನಲ್ಲಿ ಪಡೆದು ಇರುವ ಸಂಕವನ್ನು ವಸೂಲಿ ಮಾಡುವ ಹಕ್ಕನ್ನು ಹಜುತ್ ಡೆಪ್ಯುಟಿ
 ಕಮಿಷನರ್ ಸಾಹೇಬರವರ ಬರಹ ಮೂಲಕವಾದ ಅಪ್ಪಣೆ ವಾಯಿ ಕ್ರಯ, ದಾನ, ಅಥವಾ ಬಳಿ ಕಂಟ್ರಾಕ್ಟ್ ಅಥವಾ ಇತರ
 ವಿಧವಾಗಿ ಪರಾಧೀನ ಮಾಡಲು ನನಗೆ ಹಕ್ಕು ಇರುವುದಿಲ್ಲ.

ವಿಷಯಗಳಲ್ಲಿ ಈ ಟೋಲ್‌ಗೇಟಿನಲ್ಲಿ ಸಂಕವನ್ನು ವಸೂಲಿ ಮಾಡುವ ಹಕ್ಕಿಗೆ ಸಂಬಂಧಪಟ್ಟ.....
 ನಂಬರ.....ತಾರೀಖಿನ ಹರಾಜು ಇಸ್ತಿಹಾರಿನಲ್ಲಿ ಕಂಡ ಪರತ್ತುಗಳಿಂದ ನಾನು ಮತ್ತು ನನ್ನ ಕಡೆಯವರು
 ಸಹ ಬದ್ಧರಾಗಿರುತ್ತೇವೆ. ಮತ್ತು ಸದರಿ ಇಸ್ತಿಹಾರಿನಲ್ಲಿ ಕಂಡ ಪರತ್ತುಗಳಿಗೂ ಈ ಕರಾರಿನಲ್ಲಿ ನಮೂದಿಸಿರುವಂತೆ ಭಾವಿಸಲ್ಪಟ್ಟ
 ಡೆಪ್ಯುಟಿ ಕಮಿಷನರ್, ಸದರಿ ಪರತ್ತುಗಳು ಅಥವಾ ನಿಬಂಧನೆಗಳಿಂದ ನಾನು ಬದ್ಧನಾಗಿರುತ್ತೇನೆಂತಲೂ ಈ ಮೂಲಕ ಬಿಟ್ಟುಕೊಂಡು
 ಇರುತ್ತೇನೆ.

ಮೇಲ್ಕಂಡ ಇಸ್ತಿಹಾರಿನಲ್ಲಿ ನಮೂದಿಸಿರುವ ಪರತ್ತುಗಳಿಗೆ ವ್ಯತಿರಿಕ್ತವಾಗಿ ನಾನಾಗಲೀ ನನ್ನ ಕಡೆಯವರಾಗಲೀ ನಡೆಯುವ
 ಸಂದರ್ಭದಲ್ಲಿ ಸದರಿ ಇಸ್ತಿಹಾರಿನಲ್ಲಿ 17ನೇ ಪ್ಯಾರಾದಲ್ಲಿ ಕಂಡಂತೆ ನಾನು ಈ ಕರಾರಿನ ಪರತ್ತುಗಳ ಮೇರೆಗೆ ನಡೆಯುವ ಬಾಡಿಗೆ
 ಬಗ್ಗೆಯಾಗಿ ಸೆಕ್ಯೂರಿಟಿ ಡಿಪಾಜಿಟಿ ಆಗಿ ಇಟ್ಟಿರುವ ಮೊಬಲಗನ್ನು ಸರಕಾರಕ್ಕೆ ಪಡೆದವಾಗಿ ಕೇರಿಕೊಳ್ಳಬಹುದೆಂತಲೂ ಅಥವಾ
 ಅಂತ ಪ್ರತಿ ಬಂದು ತಪ್ಪು ನಡವಳಿಕೆ ಬಗ್ಗೆ 50 ರೂಪಾಯಿಗೆ ಮೀರದ ಜುಲ್ಮಾನೆ ಮಾಡಿ ಸದರಿ ಜುಲ್ಮಾನೆ ಹಣವನ್ನು ಸದರಿ
 ಡಿಪಾಜಿಟಿ ಹಣದಿಂದ ವಸೂಲಿ ಮಾಡಿಕೊಳ್ಳಲು ಸರಕಾರದವರು ಅಧಿಕಾರ ಉಳ್ಳವರಾಗಿರುತ್ತಾರೆಂತಲೂ ಈ ಮೂಲಕ ಬಿಟ್ಟು
 ಕೊಂಡು ಇರುತ್ತೇನೆ.

ಸದರಿ ಇಸ್ತಿಹಾರಿನಲ್ಲಿ ಕಂಡ ಪರತ್ತುಗಳಂತೆ ಸಂಕವನ್ನು ವಸೂಲಿ ಮಾಡುವದಕ್ಕೂ, ಲೆಕ್ಕ ಪತ್ರಗಳನ್ನು ಇಸುವದಕ್ಕೂ
 ಮತ್ತು ಸರಕಾರದವರು ಲೆಖ್ತ ಕೇಳಿದರೆ ತಕ್ಕ ಸಮಜಾಯಿಷಿ ಕೊಡುವದಕ್ಕೂ ಮತ್ತು ಇತರ ಎಲ್ಲಾ ವಿಷಯಗಳಲ್ಲಿಯೂ
 ಸದರಿ ಇಸ್ತಿಹಾರ್ ಪರತ್ ಯಾನೆ ನಿಬಂಧನೆಗಳಂತೆ ನಡೆಯುವದಕ್ಕೂ ಈ ಮೂಲಕ ಬದ್ಧನಾಗಿರುತ್ತೇನೆ. ಕಂಟ್ರಾಕ್ಟುದಾರನಾದ
 ನಾನು ಮೈಸೂರು ದೇಶದವನಲ್ಲವಾದಾಗ್ಯೂ ಮತ್ತು ನನಗೆ ಮೈಸೂರು ದೇಶದಲ್ಲಿ ಯಾವ ಅಸ್ತಿಯೂ ಇಲ್ಲದೆ ಇದ್ದರೂ ಈ
 ಮುಚ್ಚಳಿಕೆಯ ಸಂಬಂಧವಾಗಿ ಸರಕಾರದವರು ನನ್ನ ಮೇಲೆ ದಾನಾ ಮಾಡಬೇಕಾದ ಸಂದರ್ಭ ಬಂದಾಗಲಿ ಈ ಕಂಟ್ರಾಕ್ಟಿಗೆ
 ಸಂಬಂಧಪಟ್ಟ ಟೋಲ್‌ಗೇಟಿ ಇರುವ ಸ್ಥಳದ ಮೇಲೆ ಅಧಿಕಾರವಿರತಕ್ಕೆ ಕೋರ್ಟಿನಲ್ಲಿ ಅಂತಹ ದಾನೆಯನ್ನು ಮಾಡಬಹುದು
 ದೆಂತಲೂ ಮತ್ತು ಸದರಿ ಕೋರ್ಟಿನವರು ಮತ್ತು ಈ ಸಂಬಂಧವಾಗಿ ಮೈಸೂರು ಕೀಮೆಯ ಇತರ ಕೋರ್ಟಿನವರು ಕೊಡ
 ಬಹುದಾದ ಎಕ್ಸ್‌ಪೆಂಸರ್ ಅಥವಾ ಇತರ ವಿಧವಾದ ಫೈನಲು ಅಥವಾ ತೀರ್ಮಾನಗಳಿಂದ ನಾನು ಬದ್ಧನಾಗಿರುತ್ತೇನೆಂತಲೂ,
 ಅಥವಾ ಕೋರ್ಟುಗಳ ಅಧಿಕಾರಕ್ಕೆ ನಾನು ಒಳಪಡತಕ್ಕವನೆಂತಲೂ ಸದರಿ ಕೋರ್ಟುಗಳಿಗೆ ನನ್ನ ಮೇಲೆ ಜಾರಿನಿಡೆಕ್ಷನ್ ಇಲ್ಲ
 ವೆಂತ ತಕರಾರು ಮಾಡಲು ನನಗೆ ಹಕ್ಕು ಇರುವುದಿಲ್ಲವೆಂತಲೂ ಸಹ ಈ ಮೂಲಕ ಬಿಟ್ಟುಕೊಂಡು ಇರುತ್ತೇನೆ. ಎಂಬುದಾಗಿ
 ಬರಹುಕೊಟ್ಟ ಮುಚ್ಚಳಕ್ಕೆ.

ANNEXURE

Report of the Committee appointed to review the arrangements made under the recent orders of Government for the establishment of toll gates and administration of tolls on the State.

The Committee was appointed by Government in their Order No. R. 1007-11—R. M. 9-27-47, dated 5th April 1928, to review and suggest improvements in the arrangements made, for the opening of new Toll-gates since March last, under Government Orders No. R. 5166-84—R. M. 9-27-4, dated 13th January 1928, and No. R. 6338-6356—R. M. 9-27-15, dated 18th February 1928.

The Committee were asked to examine and report on the following points, their report being submitted to Government before the close of April 1928.

- (1) The location of Toll-gates.
- (2) The classification of animals and vehicles and the maximum rates of tolls provided in the schedule appended to the revised rules published in the Government Order No. R. 5492-60—R. M. 9-27-11, dated 6th February 1928.
- (3) The adequacy of exemptions contained in the rules in respect of animals and vehicles belonging to agriculturists; and
- (4) Any other points in respect of which the existing rules might be revised with advantage.

As the Committee could not meet before the 30th April, they could not submit their report before the close of the month, as required in the Government Order appointing the Committee.

The Committee have now considered the several orders and the suggestions placed before them and now beg to submit the following report:—

Classification of animals and vehicles.—First and foremost they consider that agriculturists will be saved from a great deal of trouble if their animals are exempted from payment of tolls. They have therefore resolved to omit items 19 to 30 of the schedule fixing the rates of tolls payable on animals. As the use of Palanquine, etc., referred to in items 31 to 32 is very rare now-a-days, these 2 items may also be omitted.

In this view, clause (1) of the Revised Rules regulating the levy of the tolls will become unnecessary and will therefore be omitted.

Messrs. Malliah and Basavegowda proposed that items 15 to 18, fixing tolls on double and single bullock carts might also be omitted as there is no conclusive proof that the roads are damaged by these carts and as this levy causes hardship to agriculturists. The majority of the members of the Committee, however, considered that it was not practicable to give a wholesale exemption to bullock carts, that they should contribute towards the cost of road maintenance equally with other classes of vehicles using public roads. It was also pointed out that agriculturists' carts have been given concessions in certain ways and the grant of further concession to agriculturists would be examined. The proposal of Messrs. Malliah and Basavegowda was not accepted by the Committee.

In this connection it was also resolved (1) that item No. 3 on every other vehicle of any description propelled by steam or other motor power Re. 1-0-0 may be omitted as items 1 and 2 contain provisions for vehicles coming under item 3 also; and (2) that the word "not on springs" occurring in several of the items might also be omitted.

Exemptions.—Clause (D) of the revised rules provides for certain exemptions in regard to manure carts of the agriculturists. It was considered that manure carts might be exempted from payment of tolls in all interior Toll-gates and they might be charged at half the rates, that is as for unladen carts in all frontier toll-gates. The Committee were also of opinion that the exemption contained in the proviso to the said clause might be extended to carts carrying seeds, implement and agricultural produce of all kinds between a raiyat's land and his place of residence, provided that a certificate is produced signed by the Patel and the Chairman or a member of the Village Panchayet of the village to the effect that the carts belong to an agriculturist and that the seeds etc., are required for *bonafide* agricultural purposes and not for sale.

These carts should not be required to pay any toll at the toll booth and be return home empty.

The following will accordingly be substituted for the above clause:—

(d) "Carts laden with manure or other substance used as manure, shall be exempt from payment of tolls at all the interior Toll-gates and shall pay at the rate prescribed for unladen carts at all frontier toll-gates. Provided that no toll shall be levied on carts belonging to agriculturists residing within 5 miles of the toll-gate when such carts are carrying manure, implements, seeds or agricultural produce to and from their fields and when they return unladen."

Mr. Taj Perran's proposal to charge ambulance and other conveyances used for humanitarian purposes from the payment of tolls was accepted by the members unanimously.

Under clause C II of the Bill, payment of another toll may not be demanded at a toll-gate if a vehicle which has once paid toll, thereon passes through it again within a period of 24 hours. But this period is counted from sunrise to sunrise. This is said to work hardship in many cases as persons will have to pay a fresh tax if they do not pass through that gate before sunrise the next day even though they had passed that gate originally several hours after sunrise. The Committee consider that the exemption from payment of fresh toll should extend to the full period of 24 hours. The words "counted from sunrise to sunrise" occurring at the end of the clause will accordingly be omitted. The exemption should, as is now provided, extend only to the particular toll-gate for which tax has once been paid during the said period.

Military officers are exempted from payment of tolls only when they pass on duty and are in uniform. On this analogy exemption from payment of tolls to police officers on duty provided in clause f should be extended only when they travel in uniform. Clause (f) should accordingly be amended in this respect.

Schedule of the Maximum rates.—The rates fixed in the revised rules were accepted subject to the following amendments :—

Item No.	4.	charge to be reduced to	Rs.	a.	p.
			0	8	0
"	5	" "	0	4	0
"	7	" "	0	1	0

Location of Toll-gates.—It was decided that there should ordinarily be a distance of 25 miles between two Provincial Toll-gates *i.e.*, no toll-gate should be established on a Provincial road within a distance of 25 miles from another Provincial Toll-gate. It may however happen that a District Board or Municipal Toll-gate is situated within less than 25 miles of a Provincial toll-gate. To minimise hardship in such case, it was resolved that a vehicle should be made to pay full rate only at the first gate and half the rate at the second and subsequent gates, whether they be District or Municipal gates if they are within a distance of 25 miles from one another.

With regard to the several proposals received for the shifting of existing gates, establishment of new toll-gates or abolition of certain new tolls it was resolved that these should be decided on their individual merits in accordance with the above principle. This principle should also be kept in view when proposals from District Boards or Municipal Councils for the establishment of new tolls are considered. The provision made in the order of June 1927 about prohibition of levy of tolls by Municipal Councils on through traffic may also be cancelled in view of the above rule.

Composition.—The owners of vehicles should have the right to enter into composition. The fee levied will in the first instance be credited to Government and will be adjusted towards the dues of the lessee when tolls are leased. The fee now fixed for composition of motor cars, etc., plying for hire may remain unaltered. Full composition fee will be levied at the first gate and half the rate at the next gate or gates (Provincial, District or Municipal), within a distance of 25 miles.

Other Matters.—Notifications of sales of tolls should be suitably modified and the Revenue Commissioner should continue to be the sale confirming officer as at present.

The Rules as amended by the Committee are herewith appended, *vide* page (3)

Signed 1. C. S. Balasundaram Iyer, Chairman.
2. P. G. D'Souza.
3. J. Bhore.
4. Syed Taj Peeran.
5. N. Madhava Rao.
6. L. Vemareddi.
7. M. S. Lingegowda.
8. B. Abdur Rahimon.

Dissenting minute of Mr. S. C. Malliah.

Much hardship is felt by the villagers by establishing these new toll-gates. In my opinion I think the carts are not responsible for the present condition of the roads. These carts are existing from a very long time. There is no apparent proof to show that these carts are solely responsible for the present condition of the Provincial or District Board roads. On the other hand, I venture to say that the present condition of the roads is due to the increase of the motor vehicles. The allotments for the Provincial roads have been made about ten years back. From that time no increased allotment has been made. If we refer to the budget figures from the last ten years, there is no increase in the amount allotted for the means of communication. On the other hand the rates have risen so much that much of the allotted amount is absorbed in this way. If we glance at the State income, we become aware of the State income increased by a crore of rupees since 1913. So tolls should be exempted for all the carts belonging to the raiyats.

I fully disagree about the location of the toll-gates. The present distance from one toll-gate to another is 15 miles. This is a very tedious affair for poor people who happen to go every day from villages to towns and cities to earn their livelihood. For instance a man on cycle travelling from Seringapatam to Mysore, has to toll at two places within a distance of 8 miles. The argument that may arise, that the one toll is of Bridge toll will be insufficient and invalid. Because the bridge is not a newly constructed one. There is no justification to levy any toll on this bridge. Further all the Municipalities have been entitled to establish their own toll-gates. This is very burdensome thing to the public to bear this additional taxation. So I suggest that there should be no toll-gate within the minimum distance of 30 miles, whatever they be whether maintained by the State, District Board or Municipality.

I, in conclusion, strongly condemn the additional harassment of the public, the raiyats in particular, and suggest that no toll-gate should be maintained within a minimum distance of 30 miles.

Sd.) S. C. MALLIAH,

Mr. C. P. Basavegowda suggests the addition of the words "or any other thing that can be used for agricultural purposes" after the words "manure, implements, seeds or agricultural produce in clause (d) as proposed to be amended."